

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 5934
Fred Thompson Political Action)
Committee and Richard Roberts, in his)
official capacity as Treasurer; Fred D.)
Thompson)

CERTIFICATION

I, Darlene Harris, recording secretary of the Federal Election Commission executive session, do hereby certify that on January 28, 2009, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 2-4 to pass a motion to:

- a) Find reason to believe that Fred D. Thompson violated 2 U.S.C. § 432(e)(1).
- b) Find reason to believe that Fred Thompson Political Action Committee and Richard Roberts, in his official capacity as Treasurer, violated 2 U.S.C. §§ 433(a) and 434.
- c) Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated October 14, 2008; subject to revision of the name of the committee and its treasurer to read "Fred Thompson Political Action Committee and Richard Roberts, in his official capacity as Treasurer."
- d) Enter into conciliation prior to a finding of probable cause to believe with respondents Fred D. Thompson, and Fred Thompson Political Action Committee and Richard Roberts, in his official capacity as Treasurer.
- e) Approve the Conciliation Agreement, as recommended in the First General Counsel's Report dated October 14, 2008; subject to revision of the name of the committee and its treasurer to read "Fred Thompson Political Action Committee and Richard Roberts, in his official capacity as Treasurer."
- f) Approve the appropriate letters.

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Commissioners Bauerly and Walther voted affirmatively for the motion.

Commissioners Hunter, McGahn II, Petersen, and Weintraub dissented.

2. Decided by a vote of 4-2 to:

Dismiss the complaint in MUR 5934, close the file, and
send the appropriate letters.

Commissioners Hunter, McGahn II, Petersen and Weintraub voted
affirmatively for the decision. Commissioners Bauerly and Walther dissented.

Attest:

January 29, 2009
Date

Darlene Harris
Darlene Harris
Deputy Secretary of the Commission

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